UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN

MICHIGAN PROTECTION & ADVOCACY SERVICE, INC.

Plaintiff,

v.

Case No. 2:09-CV-10877 Hon. Nancy G. Edmunds

SPECTRUM HUMAN SERVICES, ROGER SWANINGER and SPECTRUM JUVENILE JUSTICE SERVICES

Defendants.

Michigan Protection & Advocacy Service, Inc.

Chris E. Davis (P52159) 29200 Vassar Blvd., Suite 200

Livonia, MI 48152 Phone: (248) 473-2990 Email: <u>cdavis@mpas.org</u> Attorney for Plaintiff

Autorney for Frankin

Berry Moorman PC James P. Murphy (P36728) Thomas M. Sullivan (P21154) 535 Griswold St., Ste 1900 Detroit, MI 48226 Phone: (313) 496-1200 Attorneys for Defendants

STIPULATION TO DISMISS

The parties to this matter, through their respective counsel, have reached a settlement covering issues involved in this matter and hereby stipulate to the dismissal of this case without prejudice and further stipulate that each party is to pay its own costs and attorney fees.

s/Chris E. Davis

Chris E. Davis (P52159) Attorney for Plaintiff Michigan Protection & Advocacy Service, Inc. 29200 Vassar Blvd., Suite 200 Livonia, MI 48152

(248) 473-2990

Email: cdavis@mpas.org

s/James P. Murphy with permission James P. Murphy (P36728) Attorney for Defendants Berry Moorman PC 535 Griswold St., Ste 1900 Detroit, MI 48226 (313) 496-1200

Email: murph@berrymoorman.com

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Phone: (248) 473-2990 Email: <u>cdavis@mpas.org</u> Attorney for Plaintiff Berry Moorman PC James P. Murphy (P36728) Thomas M. Sullivan (P21154) 535 Griswold St., Ste 1900 Detroit, MI 48226 Phone: (313) 496-1200

Attorneys for Defendants

ORDER TO DISMISS

This matter having come before the Court by stipulation of the parties, and the Court otherwise being fully advised in the premise:

IT IS ORDERED this matter is dismissed without prejudice.

IT IS FURTHER ORDERED that each party is to pay its own costs and attorney fees.

s/Nancy G. EdmundsNancy G. EdmundsUnited States District Judge

Dated: August 7, 2009

I hereby certify that a copy of the foregoing document was served upon counsel of record on August 7, 2009, by electronic and/or ordinary mail.

s/Carol A. Hemeyer Case Manager